## RECEIVED CENTRAL FAX CENTER AUG 2 2 2008

48,059)

PAGE 01/10

BRINKS CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR §1.8 I hereby certify that this correspondence, totaling ten (10) pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-6599 (Centrel number)) on the HOFÉR GILSON Dato: <u>August 22, 2008</u> Name: Gregory H. Zayie - Reg. No. 48,059 \_Signaturo &LIONE IN THE UNITED STATES PATENT AND TRADEMARK OFFICE In re Appln. of: Keita Nishino et al. Examiner: Mark L. Berch Appln. No.: 10/533.183 Filed: April 28, 2005 Art Unit: 1624 For: Process for Producing Carbapenem Conf. No.: 4461 Compound for Oral Administration Attorney Docket No: 5404/104 Mail Stop AF Commissioner for Patents PO Box 1450 TRANSMITTAL Alexandria, VA 22313-1450 Attached is/are:  $\boxtimes$ Transmittal (in duplicate); After Final Amendment under 37 CFR 1.116; and Petition and Fee for Extension of Time. Fee calculation: No additional fee is required.  $\Box$ Small Entity.  $\boxtimes$ An extension fee in an amount of \$1.050 for a three (3)-month extension of time under 37 CFR § 1.136(a). A petition or processing fee in an amount of \$\_\_\_ \_\_ under 37 CFR § 1.17(\_ An additional filing fee has been calculated as shown below: Small Entity Not a Small Entity Claims Remaining Highest No. Present Previously Paid For or Rate After Amendment Extra Rate Add'i Fee Add'i Fee Total Minus 20 x \$25= x \$50: ٥ Minus 0 0 x 105= x \$210 First Presentation of Multiple Dep. Claim 0 +\$185= + \$370: Total Total \$0 Fee payment: 冈 Please charge Deposit Account No. 23-1925 in the amount of \$1,050. A copy of this Transmittal is enclosed for this purpose. Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached). Ø The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925. A copy of this Transmittal is enclosed for this purpose.

			_	_
Ιâ	R	IN	K	8
ŀн	O	F	E	R
1 -		-	_	_

August 22, 2008

Date

AUG 2 2 2008

l hereb transmit below d		RIFICATE OF	FAC	SIMILE TRANSMISS	SION UNDER	R 37 CFF	₹ 61	.8		1 1	BRINK	( 2
	y certify that thi	s correspondent	ce, to	stafing ten (10) pages	including reci	ted attacl	nmei	nts, is being	facsi	mile	HOFE	R
DC.2011 C		d States Petent a	end T	redemark Office at facs	iimile no.: 57	1-273-838	) (C	entrai number	)) on	the	GILSO	
Deto: _A	lugust 22, 2008	Namo:	Goege	ony H. Zavia - Reg. No. 48.05	@Signature:	THE	20	ry Jo	ye	<u>-</u>	&L10N	<u> </u>
	••	N THE UN	ITE	D STATES PA	TENT AN	D TRA	\D	EMARK	) OF	FICE	<u> </u>	
In re	Appln. of:	Keita Nish	nino	et al.								•
Appln. No.: 10/533,183							Examiner: Mark L. Berch					
Filed: April 28, 2005							Art Unit: 1624					
For:	For: Process for Producing Carbapenem Compound for Oral Administration						Conf. No.: 4461					
Attor	ney Docke	t No: 54	04/	104					•	·		
Comr PO B	Stop AF nissioner for F ox 1450 ndria, VA 22:					٠	TF	RANSM	ΊΤ	TAL		
Attac	hed is/are:											
$\boxtimes$	Transmittal ( Time.	(in duplicate);	Afte	er Final Amendmen	it under 37	CFR <b>1</b> .1	16	; and Petitio	on a	nd Fee fo	r Extension	of
	No additions Small Entity	al fee is requi	red.									
	A petition or	n fee in an an processing f	ee ir	nt of \$ <u>1.050</u> for a <u>th</u> an amount of \$ en calculated as sl	under 3	37 CFR				r 37 CFR	§ 1.136(a).	
	A petition or	n fee in an an processing f	ee ir		under 3	37 CFR	§ 1	.17()		τ		1
	A petition or An additions	n fee in an an processing fo al filing fee ha maining	ee ir	en amount of \$en calculated as sl	under 3 hown below	37 CFR	§ 1	.17()		Not a S	mall Entity	
	A petition or An additions	n fee in an an processing fi al filing fee ha maining andment	ee ir Is be	an amount of \$ een calculated as sl	under 3 hown below	37 CFR	§ 1	.17()		τ		· 
Total Indep	A petition or An additions  Claims Re After Ame	n fee in an an processing fi al filing fee ha maining	ee ir	en amount of \$en calculated as sl Highest No: Previously Paid For 20	under S hown below Present Extra	37 CFR	§ 1	.17()		Not a S	mall Entity	
Total Indep.	A petition or An additions  Claims Re After Ame 4 2.	n fee in an an processing fi al filing fee ha maining	ee ir is be	en calculated as sl Highest No: Previously Paid For 20	under 3 hown below Present Extra 0	Rate x S2	§ 1	.17()		Not a S Rete x \$50=	mall Entity Add'l Fee 0	
Total Indep.	A petition or An additions  Claims Re After Ame 4 2.	n fee in an an processing fi al filing fee ha maining endment Mir	ee ir is be	en calculated as sl Highest No: Previously Paid For 20	under 3 hown below Present Extra 0	Rate x 52 x 10 +\$16	§ 1	.17() II Entity . Add'i Fee		Not a S  Rete     x \$50=     x \$210=	mall Entity  Add'l Fee  0 0	
Total Indep.	A petition or An additions  Claims Re After Ame 4 2.	n fee in an an processing fi al filing fee ha maining endment Mir	ee ir is be	en calculated as sl Highest No: Previously Paid For 20	under 3 hown below Present Extra 0	Rate x 52 x 10 +\$16	§ 1	.17() II Entity . Add'i Fee		Not a S Rete     x \$50=     x \$210=     + \$370=	mall Entity  Add'l Fee  0 0	
Total Indep.	A petition or An additions  Claims Re After Ame 4 2.  Presentation of	n fee in an an processing fi al filing fee ha maining andment Min Multiple Dep. C	ee ir is be nus claim	en calculated as sl Highest No: Previously Paid For 20	under 3 hown below Present Extra 0	87 CFR 7.  Rate  x S2  x 10  +\$16	§ 1 ima :5= :55= otal	.17() Il Entity Add'l Fee	or	Not a S  Rete     x \$50=     x \$210=     + \$370=     Total	Add'I Fee 0 0 0 \$0	
Total Indep.	Claims Re After Ame 4 2. Presentation of Dayment: Please char for this purp	n fee in an an an processing for all filing fee had maining endment Min Multiple Dep. Compared to see.	nus Cialm	en calculated as sl Highest No. Previously Paid For 20	under 3 hown below Present Extra 0 0	87 CFR  S  Rate  x \$2  x 10  +\$18  To	§ 1	I Entity  Add'l Fee  \$ A copy of	or	Not a S  Rete     x \$50=     x \$210=     + \$370=     Total	Add'I Fee 0 0 0 \$0	
Total Indep.	Claims Re After Ame  4  2. Presentation of  Please char for this purp  Payment by The Directo and any pa extension fe	n fee in an an an processing for all filing fee had maining endment Mir Multiple Dep. Compared to a credit card in a shereby autent applicative required to	nus nus Claim cccou	en calculated as sl Highest No. Previously Paid For 20 3	present Extra 0 0 0 the amount (Form PTC) ment of any der 37 CFF per is timel	Rate x \$2 x 10 +\$16 0 -2038 i v additio R § 1.1' y filed).	§ 1 ima  15= 15= 15= 150 17 a 17 or	Add'l Fee  \$ A copy of ttached). filing fees a sociated with the credit at the credit	or this	Rete x \$50= x \$210= + \$370= Total  Transmitt ired unde	Add'I Fee  0 0 \$0 al is enclose r 37 CFR §	ed ; 1.16
Total Indep. First F	Claims Re After Ame  4  2. Presentation of  Please char for this purp  Payment by The Directo and any pa extension fe	n fee in an an an processing for all filing fee ha maining endment Mir Multiple Dep. Compared to a coredit card in a policative required to 23-1925. A coredit card to a coredit card to a coredit card in the	nus nus Claim cccou	en calculated as sign calculated	Present Extra  0  0  the amount  (Form PTC) ment of any der 37 CFF per is timel is enclosed	Rate x \$2 x 10 +\$16 0 -2038 i v additio R § 1.1' y filed).	§ 1 ima 25= 25= 250 350 3 anal 7 ar	Add'l Fee  \$ A copy of ttached). filing fees is sociated verto credit auroose.	or this	Rete x \$50= x \$210= + \$370= Total  Transmitt ired unde	Add'I Fee  0 0 \$0 al is enclose r 37 CFR §	ed ; 1.16